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/s/eric b. ives/
Eric B. Ives

Customer Number

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)	
Himmeldirk et al.)	
U.S. Application No.: 10/597,398)	Group Art Unit: Not yet assigned
International Application No.: PCT/US05/02261)	Confirmation No.: 1409
International Filing Date: January 1, 2005)	Examiner: Not yet assigned
Priority Date: January 23, 2004)	Attorney Docket No.: 27211/04219
For: AN EFFICIENT METHOD TO)	
SYNTHESIZE BENZYL GROUP-)	
PROTECTED ALPHA-)	
PENTAGALLOYLGLUCOSE (α -PGG) AND ITS)	
ANALOGUES)	

RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. § 371 IN THE U.S. DESIGNATED/ELECTED OFFICE

This paper is responsive to the NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. § 371 IN THE U.S. DESIGNATED/ELECTED OFFICE mailed July 8, 2008, setting an initial date for response of September 8, 2008. This paper is timely filed.

Applicant hereby provides a declaration of the inventor in compliance with 37 C.F.R. §§ 1.497(a) and 1.497(b), identifying the application by application number and filing date. The hereby submitted declaration is executed in accordance with 37 C.F.R. § 1.68. Furthermore, Applicant submits herewith payment for the \$65 surcharge for submission of the declaration.

The Office indicates that a search fee of \$50 and an examination fee of \$105 must be paid to comply with 37 CFR § 1.492(b) and 37 CFR § 1.492(c). Applicant respectfully points out that the Written Opinion for International Application No. PCT/US05/002261, prepared by the United States International Search Authority, indicated that all claims satisfy the provisions of PCT Article 33(1)-(4) (*i.e.*, novelty, inventive step, and industrial applicability). For that reason, Applicant respectfully submits that both the search fee and the examination fee should be \$0 (37 CFR § 1.492). Therefore, Applicant believes no search or examination fees are required.

Applicant respectfully submits that all requirements for acceptance of the instant application under 35 U.S.C. § 371 have now been met.

It is believed that there is no additional fee associated with the filing and consideration of this document; however, should the Commissioner decide that any fee or fee deficiency is due, the Commissioner is hereby authorized to charge any and all fees incurred as a result of entering or considering this document to deposit account number 03-0172.

Respectfully submitted,

Calfee, Halter & Griswold LLP

Date: September 8, 2008

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